

**FILED**

Aug. 29 2017  
CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY [Signature] DEPUTY

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

JEAN JONES,

Plaintiff,

v.

PORTFOLIO RECOVERY ASSOCIATES  
and WESTERN SURETY, CO.,

Defendants.

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1:16-CV-572-RP

**VERDICT FORM**

**FDCPA**

**Special Interrogatory No. 1:** Do you find that the debt Defendants sought to collect from Plaintiff was an obligation to pay money arising out of a transaction in which the money, property, insurance, or services were incurred primarily for personal, family, or household purposes, and is thus a consumer debt?

YES ✓

NO \_\_\_\_\_

If your answer is "YES," please proceed to Special Interrogatory No. 2. If your answer is "NO," please proceed to Special Interrogatory No. 4.

**Special Interrogatory No. 2:** Do you find from a preponderance of the evidence that Defendant (1) did not act intentionally when it committed the statutory violation; AND (2) the violation resulted from a genuine error; AND (3) the error was made despite the maintenance of procedures reasonably adopted to avoid the error? You may only answer "Yes" if all three elements are met.

YES \_\_\_\_\_

NO ✓

If your answer is "NO," please proceed to Special Interrogatory No. 3. If your answer is "YES," please proceed to Special Interrogatory No. 4.

**Special Interrogatory No. 3:** What sum of money do you believe Plaintiff should be awarded for statutory damages? You may award up to \$1,000.00.

Amount of statutory damages: \$ 4,000.00

**TCDA**

**Special Interrogatory No. 4:** Do you find that the debt Defendants sought to collect from Plaintiff was an obligation or alleged obligation, primarily for personal, family, or household purposes and arising from a transaction or alleged transaction, and is thus a consumer debt?

YES ✓ NO \_\_\_\_\_

If your answer is "YES," please proceed to Special Interrogatory No. 5. If your answer is "NO," do not answer any additional questions.

**Special Interrogatory No. 5:** Do you find from a preponderance of the evidence that Defendant (1) did not act intentionally when it committed the statutory violation; AND (2) the violation resulted from a genuine error; AND (3) the error was made despite the maintenance of procedures reasonably adopted to avoid the error? You may only answer "Yes" if ALL THREE elements are met.

YES \_\_\_\_\_ NO ✓

If your answer is "NO," please proceed to Special Interrogatory No. 6. If your answer is "YES," do not answer any additional questions.

**Special Interrogatory No. 6:** What sum of money do you believe Plaintiff should be awarded for statutory damages? You may award no less than \$100 per violation.

Amount of statutory damages: \$ 60,000 total

SIGNED this 8 day of 24,

ORIGINAL SIGNATURE  
REDACTED PURSUANT TO  
E-GOVERNMENT ACT OF 2002  
\_\_\_\_\_  
PRESIDING JUROR